



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. Box 1450
ALEXANDRIA, VA 22313-1450
www.uspto.gov

MAILED

JAN 30 2007

Technology Center 2100

Frederick E. Cooperrider
McGinn Intellectual Property Law Group, PLLC
8321 Old Courthouse Rd., Suite 200
Vienna, VA 22182-3817

In re Application of: Ditlow et al.)
Application No. 09/943,829) **DECISION ON PETITION TO**
Attorney Docket No. BUR9-2000-0146-US1) **REINSTATE APPEAL UNDER 37**
Filed: August 31, 2001) **CFR §1.181**
For: METHOD AND APPARATUS TO)
MANAGE MULTI-COMPUTER SUPPLY)
)

This is a decision on the petition filed on August 18, 2006 requesting reinstatement of the appeal for this application, as authorized by 37 CFR § 1.193(b)(2)(ii). Applicants are advised that 37 CFR § 1.193 was removed and reserved effective September 13, 2004. The applicable rules for appellate practice before the Office are now found in Part 41 of Title 37 of the Code of Federal Regulations.

The petition is **DISMISSED** as moot.

A review of the file jacket shows that subsequent to the filing of this petition, the Office mailed a notice of non-compliant brief on September 1, 2006, a new appeal brief was filed October 8, 2006, and a new non-final rejection was mailed November 15, 2006.

The current procedures for reinstatement of appeals are outlined in MPEP 1204.01. No petition should be filed for such a request. The effect of filing either a new notice of appeal under 37 CFR 41.31 and/or a completely new appeal brief in compliance with 41.37 (along with any new fees necessary, if the appeal fees have increased) serves to reinstate the appeal.

Applicants' period for response continues to run from the mail date of the non-final Office action mailed November 15, 2006.

Future inquiries regarding this application should be directed to the supervisor of Art Unit 2195, Ms. Meng An at 571-272-3756.

Josie A. Ballato
Work Group Quality Assurance Specialist, WG 2190
Technology Center 2100